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OFFICE OF PETITIONS

ATTORNEY'S DOCKET NUMBER: 20086261 DALLEN 00000020 5835868
01 FC:1599 3695.00 OP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: McElroy *et al.* Issued as: U.S. 5,835,868
Serial Number: 08/705,652 Issue date: November 10, 1998
Filed: August 30, 1996
For: AUTOMATED SYSTEM FOR IMMOBILIZING A VEHICLE AND METHOD

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Certificate of Mailing
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
March 4, 2011
Date
Signature
Kimberly Hutchins
Typed or Printed name of person signing certificate

PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE UNDER 37 C.F.R. § 1.378

Registrant respectfully requests that the above-identified patent be reinstated after unintentional delay in payment of a maintenance fee. Any petition to accept an unintentionally delayed payment of a maintenance fee filed under 37 C.F.R. § 1.378(c) must be filed within twenty-four months after the six-month grace period provided in § 1.362(e). The above-referenced patent issued on November 10, 1998, and the six-month grace period for payment of the 11.5 year maintenance fee ended on November 10, 2010. Thus, the deadline for filing a Petition to Accept Unintentionally Delayed Payment of Maintenance Fee is November 10, 2012. Registrant, therefore, submits that this Petition is timely filed on March 4, 2011.

The entire delay in payment of the 11.5 year maintenance fee, including period from Registrant's discovery that the maintenance fee was not timely paid until payment of the maintenance fee was due, was unintentional, per the attached Declarations from the two inventors listed on the above-referenced patent, ALEJANDRO S. MCELROY and JASON RAUCHFUSS. In brief, the two inventors did not maintain a formal file concerning the patent, and they inadvertently lost track of the November 10, 2010, deadline for making a payment.

Registrant asks that it be afforded the maintenance fee Rules as set forth in 37 C.F.R. § 1.378(a). Pursuant to § 1.378(c), Registrant submits herewith the required maintenance fee of \$2,055.00 and the surcharge of \$1,640.00 as set forth in § 1.20(i)2.

Adjustment date: 04/01/2011 CKHLOK
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